



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Agency: Washington State Department of Agriculture

Subject of possible rule making: Application of pesticides near schools, hospitals, nursing homes, adult and child day care centers.

Add definition of "responsible person" to WAC 16-228-1010

Modify or delete the definition of "fumigant" in WAC 16-228-1010

Statutes authorizing the agency to adopt rules on this subject: RCW 17.21.030 (1)(a)

Reasons why rules on this subject may be needed and what they might accomplish: Public comment was received during the revision of the General Pesticide Rules (WAC 16-228) in 2003/4 concerning further modifications to WAC 16-228-1220(4), application of pesticides near schools, hospitals, nursing homes and similar establishments - beyond what was proposed by the agency. It was agreed to adopt the suggested change but reopen this section of WAC 16-228 to consider possible further changes or additions to the General Pesticide Rules.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

The federal Environmental Protection Agency (EPA)

WSDA rules are adopted under state laws which have authority delegated from EPA

Process for developing new rule (check all that apply):

☐ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☒ Other (describe) Stakeholder technical advisory group

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Send written comments to:

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5/9/05

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TITLE

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